REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	22 May 1997
Name of applicant/court:	Secretary for Internal Affairs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Die Diebinvom Bums-Motel
Other Known Titles:	Thief Bums Motel
Director:	Not Stated
Producer:	Not Stated
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Video Recording VHS/PAL
Country of Origin:	France, Germany
Language:	French, German

● ●

Components of film originally examined:

Feature:	Die Diebinvom Bums-Motel	Running time:	80.41
Trailers:	Wara Notice	Running time:	8.41
		Total Running time:	89.22

Excision/Alteration: No.

Reason(s) for Excision:

Not Applicable.

… Please turn over

Classification Decision:

Objectionable.

Display conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

● ●

Direction to issue a label has not been given.

● ●

SUMMARY OF THE REASONS FOR DECISION:

The video recording entitled *Die Diebinvom Bums-Motel* is classified as: Objectionable.

The publication contains explicit scenes of sexual activity involving males and females. The activity is largely set within a basic plot about a female thief encountering the sexual activity as she moves through the rooms of a motel. The video recording contains trailers for *Wara* films which present random scenes of explicit sexual activity. In scenes within the trailers the publication presents a naked male urinating on a naked female, juxtaposed with other sexual activity; a scenario which presents as rape where two females are confronted by an armed male, followed by the individuals engaged in sexual activity dominated by the male; and a young female engaging in sexual activity with an older male. These activities are presented in a manner suggesting they are viable sexual practices, and they are presented for sexual titillation. In presenting the activities in this way, the publication promotes and supports the exploitation of young persons for sexual purposes, the use of violence to compel persons to submit to sexual conduct, and the use of urine in association with sexual conduct. Because the video recording promotes and supports these activities the publication falls within s3(2) of the Films, Videos, and Publications Classification Act 1993 (the FVPC Act). This section of the FVPC Act is a deeming provision which cannot be given a meaning that is consistent with s5 and s14 of the New Zealand Bill of Rights Act 1990. The publication in its present state is therefore deemed objectionable. Three excisions to remove the scenes were offered, but they were not agreed to by the owner of the publication (excision notice lapsed).

OFLC Ref: 9501144